IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 3RD OCTOBER 2007 / 11TH ASWINA 1929

Bail Appl..No. 5980 of 2007(K)

C.R.NO. 59/07 OF HOSDRUG EXCISE RANGE
CMP.2683/2007 of J.M.F.C.-II,HOSDRUG

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PETITIONER/ACCUSED

K.MOHANAN, AGED 38 YEARS,
S/O. LATE KADAN RAMAN, BADIRAN KAVA,
MOONAMKUNDU, PERIYA VILLAGE, HOSDURG TALUK,
KASARAGOD DISTRICT.

BY ADV. SRI.JAWAHAR JOSE

RESPONDENTS: COMPLAINANT AND STATE

THE STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 5980 of 2007

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Dated this the 3rd day of October, 2007

O R D E R

Application for regular bail. The petitioner was allegedly found to keep in possession 50 litres of wash on 16.8.2007. He surrendered later on 18.9.2007 and he continues in custody from that date. The learned Prosecutor submits that the petitioner has no history of any criminal antecedents.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 12.10.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

(b) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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